

WSR 22-01-119

PERMANENT RULES

HORSE RACING COMMISSION

[Filed December 13, 2021, 10:00 a.m., effective January 13, 2022]

Effective Date of Rule: Thirty-one days after filing.

Purpose: To amend the time when the physical transfer takes place of a claimed horse that has been selected for post-race testing to ensure the trainer of record responsible for any possible medication violations discovered has custody to the horse until the sample has been collected.

Citation of Rules Affected by this Order: Amending WAC 260-60-410.

Statutory Authority for Adoption: RCW 67.16.020.

Adopted under notice filed as WSR 21-20-102 on October 4, 2021.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 1, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: December 13, 2021.

Douglas L. Moore
Executive Secretary

OTS-3336.1

AMENDATORY SECTION (Amending WSR 18-03-071, filed 1/12/18, effective 2/12/18)

WAC 260-60-410 Claimed horse—In whose interest run—Delivery and passage of title. Any purse moneys and prizes earned by a claimed horse will be awarded to the owner that entered the horse. All claims are valid and ownership of the claimed horse is official from the time the claimed horse becomes a "starter." The successful claimant becomes the owner of the horse, whether it is sound, unsound, or injured during the race or after it, unless the claim is canceled in accordance with WAC 260-60-460(2). Transfer of possession of a claimed horse will take place immediately after the race has been run unless otherwise directed by the stewards. If the horse is required to be taken to the test barn for post-race testing, the ~~((successful claimant))~~ original trainer or his/her representative must maintain physical custody of the claimed horse ~~((. However, the original owner, trainer))~~ and sign the sample tag. The successful claimant or his/her representative will accompany the horse ~~((,))~~ and observe the testing procedure ~~((and sign the test sample tag)).~~

[Statutory Authority: RCW 67.16.020. WSR 18-03-071, § 260-60-410, filed 1/12/18, effective 2/12/18. Statutory Authority: RCW 67.16.020 and 67.16.040. WSR 08-05-088, § 260-60-410, filed 2/15/08, effective 3/17/08. Statutory Authority: RCW 67.16.040. WSR 96-12-008, § 260-60-410, filed 5/23/96, effective 6/23/96.]